

1. The Recommendation of the Magistrate Judge is ADOPTED.
2. The plaintiff's claims alleging violations of his constitutional rights are DISMISSED with prejudice.
3. The plaintiff's supplemental state tort claim of negligence is DISMISSED without prejudice to any right the plaintiff may have to proceed on this claim before the state courts.
4. The defendant's motion for summary judgment is GRANTED insofar as it addresses claims alleging violations of the plaintiff's constitutional rights under 42 U.S.C. § 1983.
5. This case is DISMISSED.

6. Costs are taxed against the plaintiff.

A separate Final Judgment will be entered in accordance with this order.

DONE this 17th day of July, 2019.

/s/ W. Harold Albritton

SENIOR UNITED STATES DISTRICT JUDGE